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PATENT
Attorney Docket No. 80168-0099
Client Ref. No. P5079

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Re Application of:

Mark A. KAMPE et al.

Serial No.: 09/846,380

Filed: May 2, 2001

For: METHOD AND SYSTEM FOR
MANAGING HIGH-
AVAILABILITY-AWARE
COMPONENTS IN A
NETWORKED COMPUTER
SYSTEM

Examiner: UNASSIGNED

Art Unit: 2152

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Technology Center 2100

Commissioner For Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449, which the Examiner may deem relevant to patentability of the claims of the above-identified application. One copy of each of the listed documents is submitted herewith.

This Information Disclosure Statement is being filed beyond three months of the application's filing date, but before the mailing of the first Office Action on the merits of the application. Therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as "prior art" against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

HOGAN & HARTSON LLP

By: 

Naomi Abe Voegtli
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Dated: August 17, 2001

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE				ATTY. DOCKET NO. 80168-0099		APPLICATION NO. 09/846,380	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)				APPLICANT Mark A. KAMPE, et al.			
				FILING DATE May 2, 2001		GROUP 2152	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,740,348	04/14/98	CUNLIFFE et al.	395	182.04	
	BB	6,145,094	11/07/00	SHIRRIFF et al.	714	11	
	CC	6,163,856	12/19/00	DION et al.	714	4	
FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION							
		DOCUMENT NUMBER	PUBLISHED DATE	COUNTRY	CLASS	SUBCLASS	ABSTRACT Yes No
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	DD	H. V. Jagadish et al., "Dali: A High Performance Main Memory Storage Manager," Proceedings of the 20 th VLDB Conference Santiago, Chile 1994, pp. 1-12.					
	EE	P. Bohannon et al., "The Architecture of the Dali Main Memory Storage Manager," Multimedia Tools and Applications, Vol. 4, No. 2, pp. 115-151 (reprinted as pp. 1-36), March 1997.					
EXAMINER					DATE CONSIDERED		
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							